

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EU098490164US, in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on the date shown below.  
Dated: 6/4/02 Signature: Staci Harris  
(Staci Harris)

Docket No.: HO-P02375US0  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Paul R. Heaton, et al.

Application No.: 10/068,697

Group Art Unit: N/A

Filed: February 6, 2002

Examiner: Not Yet Assigned

For: ANTIOXIDANT COMPONENTS FOR  
REDUCTION OF NUCLEIC ACID DAMAGE  
IN COMPANION ANIMALS

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

**Box Missing Parts**  
Commissioner for Patents  
Washington, DC 20231

Dear Sir:

In response to the Notice to File Missing Parts of Application mailed April 8, 2002, Applicant respectfully submits a Declaration, an Assignment and an Assignment Recordation.

Our check in the amount of \$170.00 covering the fee set forth in 37 CFR 1.16(e) and 1.21(h) is enclosed. The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-2375, under Order No. 10201221. A duplicate copy of this paper is enclosed.

Dated: 6/4/02

Respectfully submitted,

By Melissa W. Acosta  
Melissa W. Acosta  
Registration No.: 45,872  
FULBRIGHT & JAWORSKI L.L.P.  
1301 McKinney, Suite 5100  
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(713) 651-5151  
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Please type a plus sign inside this box → ☐

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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

|   |                        |                  |
|---|------------------------|------------------|
| <b>TRANSMITTAL FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number     | 10/068,697       |
|   | Filing Date            | February 6, 2002 |
|   | First Named Inventor   | Paul R. Heaton   |
|   | Group Art Unit         | N/A              |
|   | Examiner Name          | Not Yet Assigned |
| Total Number of Pages in This Submission  | Attorney Docket Number | HO-P02375US0     |

**ENCLOSURES (check all that apply)**

|   |  |   |
|---|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><br><input checked="" type="checkbox"/> Fee Attached<br><br><input type="checkbox"/> Amendment/Reply<br><br><input type="checkbox"/> After Final<br><br><input type="checkbox"/> Affidavits/declaration(s)<br><br><input type="checkbox"/> Extension of Time Request<br><br><input type="checkbox"/> Express Abandonment Request<br><br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input checked="" type="checkbox"/> Assignment Papers (for an Application)<br><br><input type="checkbox"/> Drawing(s)<br><br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><br><input type="checkbox"/> Proprietary Information<br><br><input type="checkbox"/> Status Letter<br><br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below)<br><br>Declaration w/ADS attached<br>Assignment Recordation<br>Coversheet<br>Copy of Notice to File Missing Parts<br>Check in the amount of \$170.00 |
| <b>Remarks</b>  |  |   |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                         |  |
|-------------------------|--|
| Firm or Individual Name | FULBRIGHT & JAWORSKI L.L.P.<br>Melissa W. Acosta |
| Signature               |  |
| Date                    | 6/4/02   |

**Transmittal**

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Dated: 6/4/02

Signature: (Staci Harris)



PTO/SB/17 (11-01)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
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# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 170.00

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

Deposit Account Number 06-2375

Deposit Account Name Fulbright & Jaworski L.L.P.

The Commissioner is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Description        | Fee Paid |
|--------------|--------------|----------|----------|------------------------|----------|
| 101          | 740          | 201      | 370      | Utility filing fee     |          |
| 106          | 330          | 206      | 165      | Design filing fee      |          |
| 107          | 510          | 207      | 255      | Plant filing fee       |          |
| 108          | 740          | 208      | 370      | Reissue filing fee     |          |
| 114          | 160          | 214      | 80       | Provisional filing fee |          |
| SUBTOTAL (1) |              |          |          |                        | 0.00     |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Description  | Fee Paid |
|--------------|--------------|----------|----------|--|----------|
| 103          | 18           | 203      | 9        | Claims in excess of 20                                     |          |
| 102          | 84           | 202      | 42       | Independent claims in excess of 3                          |          |
| 104          | 280          | 204      | 140      | Multiple dependent claim, if not paid                      |          |
| 109          | 84           | 209      | 42       | ** Reissue independent claims over original patent         |          |
| 110          | 18           | 210      | 9        | ** Reissue claims in excess of 20 and over original patent |          |
| SUBTOTAL (2) |              |          |          |  | 0.00     |

\*\*or number previously paid, if greater. For Reissues, see above

SUBMITTED BY Name (Print/Type) Melissa W. Acosta

Signature

## Complete if Known

Application Number 10/068,697  
Filing Date February 6, 2002  
First Named Inventor Paul R. Heaton  
Examiner Name Not Yet Assigned  
Group Art Unit N/A  
Attorney Docket No. HO-P02375US0

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Code | Fee (\$) | Fee Description  | Fee Paid |
|--------------|--------------|----------|----------|--|----------|
| 105          | 130          | 205      | 65       | Surcharge - late filing fee or oath  |          |
| 127          | 50           | 227      | 25       | Surcharge - late provisional filing fee or cover sheet.                    |          |
| 139          | 130          | 139      | 130      | Non-English specification  |          |
| 147          | 2,520        | 147      | 2,520    | For filing a request for ex parte reexamination                            |          |
| 112          | 920*         | 112      | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 113          | 1,840*       | 113      | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 115          | 110          | 215      | 55       | Extension for reply within first month                                     |          |
| 116          | 400          | 216      | 200      | Extension for reply within second month                                    |          |
| 117          | 920          | 217      | 460      | Extension for reply within third month                                     |          |
| 118          | 1,440        | 218      | 720      | Extension for reply within fourth month                                    |          |
| 128          | 1,960        | 228      | 980      | Extension for reply within fifth month                                     |          |
| 119          | 320          | 219      | 160      | Notice of Appeal   |          |
| 120          | 320          | 220      | 160      | Filing a brief in support of an appeal                                     |          |
| 121          | 280          | 221      | 140      | Request for oral hearing   |          |
| 138          | 1,510        | 138      | 1,510    | Petition to institute a public use proceeding                              |          |
| 140          | 110          | 240      | 55       | Petition to revive - unavoidable   |          |
| 141          | 1,280        | 241      | 640      | Petition to revive - unintentional   |          |
| 142          | 1,280        | 242      | 640      | Utility issue fee (or reissue)   |          |
| 143          | 460          | 243      | 230      | Design issue fee   |          |
| 144          | 620          | 244      | 310      | Plant issue fee  |          |
| 122          | 130          | 122      | 130      | Petitions to the Commissioner  |          |
| 123          | 50           | 123      | 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 126          | 180          | 126      | 180      | Submission of Information Disclosure Stmt                                  |          |
| 581          | 40           | 581      | 40       | Recording each patent assignment per property (times number of properties) |          |
| 146          | 740          | 246      | 370      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 149          | 740          | 249      | 370      | For each additional invention to be examined (37CFR 1.129(b))              |          |
| 179          | 740          | 279      | 370      | Request for Continued Examination (RCE)                                    |          |
| 169          | 900          | 169      | 900      | Request for expedited examination of a design application                  |          |
| SUBTOTAL (3) |              |          |          |  | 170.00   |

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

Complete (if applicable)

Telephone (713) 651-5407

Date 6/4/02

Registration No. 45,872  
(Attorney/Agent)

Fee Transmittal

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Signature: Staci Harris (Staci Harris)

Dated: 6/4/02



06-09-02

#3 MP

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/068,697         | 02/06/2002          | E. J. Harper          | HO-P02375US0           |

26271  
FULBRIGHT & JAWORSKI, LLP  
1301 MCKINNEY  
SUITE 5100  
HOUSTON, TX 77010-3095

CONFIRMATION NO. 9200

FORMALITIES LETTER



\*OC000000007808890\*

Date Mailed: 04/08/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

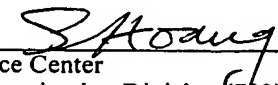
FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/07/2002 MBIZUNES 00000068 10068697

01 FC:105

130.00 OP